

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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LB 267

(Legislative Journal pages 2014-2017.)

Madam President, next motion, I have, Senator Hartnett has a motion but I understand he'd like to withdraw.

SENATOR CROSBY: No objections, it's withdrawn.

CLERK: Madam President, Senator Hilgert has AM1719 but, Senator, I understand you'd like to withdraw and refile.

SENATOR HILGERT: Yes, Mr. Clerk. Madam President, I would like to withdraw that and then refile it.

SENATOR CROSBY: No objections, it is withdrawn.

CLERK: Madam President, Senator Brashear would move to amend with AM1752. (Legislative Journal page 2017.)

SENATOR CROSBY: Senator Brashear, to open on your amendment.

SENATOR BRASHEAR: Madam Chair, thank you, members of the body. We are approaching our time for usual noon recess and I do not intend to belabor the AM1752, and I've discussed that with Senator Landis. I simply offer this amendment as a follow-up to the comments I made when we were debating Senator Landis's amendment, and to provide the members of the body an opportunity to express themselves on the issue which I continue to find troubling. The amendment is relatively simply. It converts what is now the bill from a possible 48-hour suspension for a violative retailer on second and subsequent offense in four years to a possible 48-hour suspension of the license for a third and subsequent offense in three years. In both cases, I am sincere about my motives. I simply believe that given the reality of the marketplace, management and supervision and training of clerks, large store retailing because of economies of scale, the facts of life, so to speak, with regard to the operation of a business, I believe that these taxpaying citizens are, in fact, entitled to a kind of rational, reasonable, progressive system of graduated enforcement penalties. The fact of the matter is, the evidence, you've had it before you here on the record, the evidence is that many of these violations occur as a result of stings or compliance checks, as they're called.